

GOVERNMENT OF ANDHRA PRADESH ABSTRACT

Law & Order - Death of Sri K.Bhaskara Rao, R/o Mogallu Village on 26.9.2007 at Government Hospital, Vijayawada, due to injuries inflicted while in the custody of Palakoderu Police Station, West Godavari District – Sanction of Rs.1,80,000/- as monetary relief to the next of kin of the deceased – Accorded – Orders - Issued.

GENERAL ADMINISTRATION (LAW & ORDER.I) DEPARTMENT

G.O.Rt.No. 3565

Dated:09.08.2011.

Read the following:

1. From the Collector & District Magistrate, Krishna District, Proceedings No.Rc.C1/1187/M/2007, dated:11.02.2008.
 2. From the Deputy Registrar (Law), NHRC, New Delhi, Lr. dated:10.06.2011 in Case No.809/1/24/07-08-AD-DB-I.

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ORDER:

Sri K.Bhaskara Rao, R/o Mogallu, was brought to Palakoderu Police Station, West Godavari District, for enquiry in a criminal case. He died while undergoing treatment in Government Hospital, Vijayawada on 26.09.2007. The death occurred due to cervical spinal injury. The post mortem revealed three injuries including contusion of spinal cord at C3 and C4 level. An enquiry by Sub Divisional Police Officer, Narsapur revealed that Sri Bhaskara Rao had been slapped by Sub-Inspector Sri V.J.Mohan Rao and hit on the neck by Head Constable Sri N.Bhaskara Rao, as a result of which he had instantaneous stroke of paralysis. He was treated in Government Hospital for nine days, but he could not be saved.

2. The Collector & District Magistrate, Krishna District, Machilipatnam, has sanctioned an amount of Rs.20,000/- (Rupees twenty thousand only) as ex-gratia relief and disbursed to Smt Khandavalli Nagamani, wife of the deceased, in terms of G.O.Ms.No.439, General Administration (HRC) Department, dated:17.10.1997.

3. In the letter second read above, the Deputy Registrar (Law), National Human Rights Commission has informed that the Commission has considered the case on 01.06.2011 and opined that the ex-gratia relief of Rs.20,000/- is grossly inadequate for the loss of human life and recommended the Government to pay an additional amount of Rs.1,80,000/- to the next of kin of the deceased Sri K.Bhaskara Rao, as Monetary relief and to submit compliance report with proof of payment within two months. Government, after careful examination, have accepted the recommendation of the National Human Rights Commission.

4. Accordingly, Government hereby accord sanction for payment of an amount of Rs.1,80,000/- (Rupees one lakh eighty thousand only) as monetary relief to the next of kin of the deceased Sri K.Bhaskara Rao, as recommended by the NHRC, in addition to the ex-gratia amount of Rs.20,000/-, already paid.

5. The expenditure sanctioned in para (4) above, shall be debited to “2053 – District Administration – MH 093 – District Establishments – SH (03) District Offices – Collectors’ Establishment – 500 – Other Charges – 501 – Compensation (Charged) and shall initially be met by way of an advance from “Contingency Fund”, for which orders will be issued by the Finance (BG) Department, separately.

6. The Collector & District Magistrate, Krishna District, Machilipatnam, shall draw the amount sanctioned in para (4) above and disburse the same to the next of kin of the deceased Sri K.Bhakara Rao through a D.D. and submit compliance report along with proof of payment of the said amount, direct to the NHRC, New Delhi, immediately, under intimation to the Government.

(P.T.O)

7. The District Collector, Krishna District, Machilipatnam, is requested to take action for obtaining supplementary grant at appropriate time during the current financial year 2011-2012 towards recoulement of the advance drawn from Contingency Fund.

8. This order issues with the concurrence of the Finance (Exp. Rev.) Department vide their U.O.No.20179/248/A1/Exp.Rev./11, Dated:05.08.2011.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA,
PRL. SECRETARY TO GOVERNMENT (POLL.)

To
The Collector & District Magistrate,
Krishna District, Machilipatnam.

Copy to:

The Director General of Police,
Andhra Pradesh, Hyderabad

The Collector & District Magistrate,
West Godavari District, Eluru.

The Deputy Registrar (Law),
National Human Rights Commission,
Faridkot House, Copernicus Marg, New Delhi – 110 001.

The Finance (Expr. Rev./BG) Department

The Director of Treasuries & Accounts, A.P., Hyderabad.

(with a request to issue necessary authorization to the District Treasury Officer, Machilipatnam/Asst. Treasury Officer, in the matter, as it is NHRC case which is time bounded)

The District Treasury Officer, Machilipatnam.

(with a request to honour the bill to be submitted by the C & DM, Krishna District)

The Accountant General (A&E), A.P., Hyderabad.

SF/SC.

// FORWARDED: BY ORDER //

SECTION OFFICER (SC)